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PTO/SB/21 (08-00)

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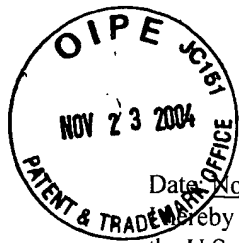
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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 09/994,495 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Filing Date | November 26, 2001 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | First Named Inventor | Ralph SOMACK | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Group Art Unit | 1744 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Examiner Name | William H. BEISNER | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Total Number of Pages in This Submission | 23 | Attorney Docket Number | 5010-017 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| ENCLOSURES (check all that apply) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="0"><tr><td><input type="checkbox"/> Fee Transmittal Form</td><td><input type="checkbox"/> Drawing(s)</td><td><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences</td></tr><tr><td><input type="checkbox"/> Fee Attached</td><td><input type="checkbox"/> Licensing-related Papers</td><td><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)</td></tr><tr><td><input checked="" type="checkbox"/> Amendment / Reply</td><td><input type="checkbox"/> Petition</td><td><input type="checkbox"/> Proprietary Information</td></tr><tr><td><input type="checkbox"/> After Final</td><td><input type="checkbox"/> Petition to Convert to a Provisional Application</td><td><input type="checkbox"/> Status Letter</td></tr><tr><td><input type="checkbox"/> Affidavits/declaration(s)</td><td><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address</td><td><input checked="" type="checkbox"/> Acknowledgement Postcard</td></tr><tr><td><input type="checkbox"/> Extension of Time Request</td><td><input type="checkbox"/> Terminal Disclaimer</td><td><input type="checkbox"/> Other Enclosure(s) (please identify below):</td></tr><tr><td><input type="checkbox"/> Express Abandonment Request</td><td><input type="checkbox"/> Request for Refund</td><td></td></tr><tr><td><input type="checkbox"/> Information Disclosure Statement</td><td><input type="checkbox"/> CD, Number of CD(s)</td><td></td></tr><tr><td><input type="checkbox"/> Certified Copy of Priority Document(s)</td><td><input type="checkbox"/> After Allowance Communication to Group</td><td></td></tr><tr><td><input type="checkbox"/> Response to Missing Parts/Incomplete Application</td><td></td><td></td></tr><tr><td><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53</td><td>Remarks</td><td>Customer No. 35411</td></tr></table> | | | | | <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences | <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) | <input checked="" type="checkbox"/> Amendment / Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information | <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter | <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Acknowledgement Postcard | <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input type="checkbox"/> Other Enclosure(s) (please identify below): | <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | | <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) | | <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> After Allowance Communication to Group | | <input type="checkbox"/> Response to Missing Parts/Incomplete Application | | | <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | Remarks | Customer No. 35411 |
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Firm or Individual name | William O. Trousdell | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Signature | <i>William Trousdell</i> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Date | November 23, 2004 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| CERTIFICATE OF MAILING | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Date: November 23, 2004 Label No EV 333349636 US | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Type or printed name | Sandra Stocklinski | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Signature | <i>Sandra Stocklinski</i> | Date | November 23, 2004 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO :Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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Sandra Stocklinski
Name (Print)

Sandra Stocklinski
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|---------------------|---|---------------------|-------------------|------|
| Application No. | : | 09/994,495 | Confirmation No.: | 1098 |
| Applicant | : | Ralph SOMACK et al. | | |
| Filed | : | November 26, 2001 | | |
| TC/A.U. | : | 1744 | | |
| Examiner | : | William H. BEISNER | | |
| Attorney Docket No. | : | 5010-017 | | |
| Customer No. | : | 35411 | | |

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 23, 2004

Sir:

This Amendment is in response to the Office Action mailed August 24, 2004, for which the Examiner has set a three-month period for response, thus making the response due on or before November 24, 2004.

Please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 17 of this paper.